(3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W. P. NO. 4353 /2006

PETITIONER : Motilal Tamboli , S/o .Shri-Bhukhau Ram Tamboli, aged about 63 years , retired as ex lacturer posted under tribal department R/o Village- kotmi sonar Post – Sohagpur Dist. Janjgir Champa (C.G.)

VERSUS

RESPONDENTS

1. The State of Chhattisgarh, Through the Secretary, , Department of Adim Jati Kalyan Vibhag D.K.S Bhawan, Raipur (C.G.).

2. Account General, Account and , Hakdari Nidhi 05 Raipur (C.G.)

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WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA.

(5)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 4353/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश [illegible]क तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	18.8.2006 Mrs. Renu Kochar, Advocate for the petitioner. Mr. Sumesh Bajaj, Government Advocate for respondent No.1 on advance copy. Mr. Raghvendra Pradhan, Advocate takes notice on behalf of respondent No.2. Heard. The main grievance raised by the petitioner in this petition is that the petitioner retired on 31.7.2005 while he was working on the post Lecturer and after his retirement, GPF amount due to the petitioner has not been paid to him. ~~His grievance is that~~ it is stated that the entries regarding deduction of GPF contribution for the period 1987to 1988 and 1992 to 1993 are missing. Whereas, the petitioner's case is that for the period 1987 to 1988 an amount of Rs.12,000/- and for the period 1992 to 1993 an amount of Rs.14,000/- were deducted towards GPF contribution from the salary of petitioner and the petitioner had already made representation to respondent No.2 regarding deductions. Even the original GPF pass book in which these deductions have been attested has also been submitted to respondent No.2, but even then the GPF amount along with interest, as admissible under the relevant provisions, is not being paid to the petitioner.	

P.T.O.

(51)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश क्रमांक का आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Learned counsel for the petitioner submitted that the original GPF passbook in which the entries regarding the deductions of GPF amount for the disputed period are already there, but even then the respondents are not paying the GPF amount to the petitioner. Therefore, learned counsel for the petitioner submitted that the petitioner may be allowed to make a fresh representation to respondent Nos.1 & 2 and in turn, they be directed to decide the same in accordance with law, to which learned counsel for the respondents have no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is allowed to make a detailed representation to respondent Nos.1 & 2 along with copy & annexures of this petition within 10 days from today and in turn, respondent Nos.1 & 2 are directed to pass the orders regarding payment of GPF amount to the petitioner within a period of 2 months from the date of receipt of the representation in accordance with law after considering the GPF pass book and other relevant documents.

With the direction aforesaid, the petition stands disposed of.

Certified copy as per rules.

Sd/-
L.C.Bhadoo
Judge

P.T.O.